

**EXHIBIT 16 TO**  
**STATEMENT OF FACTS**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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SEXY HAIR CONCEPTS, LLC,

Opposer,

v.

V SECRET CATALOGUE, INC.,

Applicant.  
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Opposition No.

125,739

**INDEX TO EXHIBITS AND TRIAL TESTIMONY OF KATHI VAN ZANDT**

I. Deposition Testimony Transcript of Kathi Van Zandt ("Van Zandt")

Applicant's Examination of Van Zandt: Page 4

Opposer's Cross Examination of Van Zandt: Page 28

Applicant's Reexamination of Van Zandt: Page 48

II. Exhibits Offered at the Deposition of Van Zandt

Applicant's Exhibit V: "Applicant's Notice of Taking of Testimony (Kathi Van Zandt)"  
(p. 62), Introduced on p. 4

Applicant's Exhibit W: "Applicant's Amended Notice of Taking of Testimony (Kathi  
Van Zandt)" (p. 66), Introduced on p. 4

Applicant's Exhibit X: CCH Corsearch Comprehensive Search for "SO SEXY" (p.  
71), Introduced on p. 13

Applicant's Exhibit Y: Applicant's "SO SEXY" Positioning Statement (p. 161),  
Introduced on p. 16

Applicant's Exhibit Z: Applicant's "SO SEXY" Product Description (p. 163),  
Introduced on p. 17

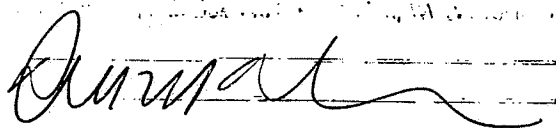
Applicant's Exhibit AA: Applicant's "SO SEXY" Product Sample (p. 165), Introduced  
on p. 20

Applicant's Exhibit BB: Applicant's "SO SEXY" Product Signage (p. 168), Introduced  
on p. 23

Applicant's Exhibit CC: Applicant's "SO SEXY" In Store Instructions (p. 182),  
Introduced on p. 24, Confidential – Filed Under Seal

Applicant's Exhibit DD: Applicant's "SO SEXY" Product Mailer (p. 185), Introduced  
on p. 26

I hereby certify that this correspondence is being  
submitted in accordance with the provisions of the  
Protective Order in Case No. 07-10000.



FEBRUARY 10, 2005

